

Message Text

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ORIGIN OES-06

INFO OCT-01 NEA-10 ISO-00 IO-13 FEA-01 ERDA-05 AID-05
CEA-01 CIAE-00 COME-00 DODE-00 EB-08 FPC-01 H-01
INR-07 INT-05 L-03 NSAE-00 NSC-05 OMB-01 PM-04
USIA-06 SP-02 SS-15 STR-04 TRSE-00 ACDA-07 PA-01
PRS-01 /113 R

DRAFTED BY OES/NET/RD:JACOON:LMT
APPROVED BY OES/NET:LVNOSENZO
NEA/IAI - MIKE ANDERSON (SUBS)
ERDA - ELIZABETH MCFADDEN (INFO)
ERDA BETH MCFADDEN (INFO)
-----172228Z 093108 /21
P 171919Z MAR 77
FM SECSTATE WASHDC
TO AMEMBASSY TEL AVIV PRIORITY
INFO USMISSION IAEA VIENNA PRIORITY

C O N F I D E N T I A L STATE 059601

E.O. 11652: GDS

TAGS: TECH, ENRG, IS, IAEA

SUBJECT: EXPIRATION OF US-ISRAEL AGREEMENT FOR COOPERATION
COVERING RESEARCH REACTORS
REF: IAEA VIENNA 1963 (NOTAL)
1. AS THE EMBASSY AND MISSION ARE AWARE, OUR BILATERAL
AGREEMENT FOR COOPERATION COVERING RESEARCH REACTORS
EXPIRES ON APRIL 11. PENDING DECISIONS FLOWING FROM OUR
CURRENT NON-PROLIFERATION POLICY REVIEW AND ON THE POWER
AGREEMENTS, IT IS NOT POSSIBLE TO ENTER INTO NEGOTIATIONS
FOR A NEW OR AMENDED BILATERAL AGREEMENT. OUR TRILATERAL
SAFEGUARDS AGREEMENT WITH THE IAEA RUNS CONCURRENTLY WITH
THE BILATERAL.

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2. THE USG ATTACHES GREAT IMPORTANCE, HOWEVER, TO ENSURING
THE CONTINUANCE OF THE SAFEGUARDS AND GUARANTEE PROVISIONS
IN BOTH AGREEMENTS. AT OUR REQUEST, ISRAELI SCIENCE
COUNSELOR EFRATI CAME INTO THE DEPARTMENT MARCH 10 TO DIS-
CUSS THIS MATTER. WE PROVIDED HIM WITH DRAFTS OF PRO-
POSED NOTES AND A DRAFT PROTOCOL FOR THE IAEA AGREEMENT
WHICH WOULD MEET OUR NEEDS WITH RESPECT TO CONTINUANCE IN

EFFECT OF THE SAFEGUARDS AND GUARANTEES. TEXTS CONTAINED IN PARAS 6, 7, AND 8.

3. EFRATI AGREED TO TRANSMIT TEXTS TO TEL AVIV AND GET IN TOUCH WITH US AS SOON AS HE RECEIVES A RESPONSE. WE WOULD EXPECT TO CONCLUDE THE EXCHANGE OF NOTES IN WASHINGTON. WE ALSO AGREED THAT THE DEPARTMENT WOULD PROVIDE OUR MISSION IN VIENNA WITH A COPY OF THE DRAFT PROTOCOL SO THAT WE MAY MOVE AHEAD WITH SIGNATURE IN VIENNA WHEN AND IF EFRATI OBTAINS APPROVAL FROM HIS GOVERNMENT. WE WILL PROVIDE SIGNING AUTHORITY TO THE PERM REP AT THAT TIME. IN THE MEANTIME THE MISSION MAY WISH, ON AN INFORMAL BASIS, TO PROVIDE A COPY TO THE AGENCY FOR REVIEW.

4. EFRATI INQUIRED ABOUT THE POSSIBILITY OF CONTINUING NUCLEAR EXPORTS, INCLUDING SMALL QUANTITIES OF SENSITIVE MATERIALS FOR MEDICAL RESEARCH, IN THE ABSENCE OF A BILATERAL AGREEMENT. HE WAS INFORMED THAT NRC-LICENSED EXPORTS WOULD NOT BE POSSIBLE WITHOUT A BILATERAL IN EFFECT, AND THE DEPARTMENT IS CHECKING INTO THE QUESTION OF SMALL ITEMS FOR MEDICAL RESEARCH, ETC., AND WILL INFORM THE EMBASSY AS WELL AS EFRATI.

5. SINCE THE MEETING WITH EFRATI, IAEA VIENNA HAS REPORTED IN REFTEL (NOTAL) THAT THE IAEA HAS PROPOSED A REVISED DRAFT OF A SIMILAR PROTOCOL TO BE SIGNED BY THE US, COLOMBIA AND IAEA. WE PRESUME THAT THE IAEA WILL WANT TO REVISE OUR DRAFT PROTOCOL FOR ISRAEL ALONG SIMILAR LINES. UPON RECEIPT OF THE REVISION, WE WILL
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PASS IT TO THE ISRAELI EMBASSY HERE.

6. PROPOSED NOTE FROM THE GOVERNMENT OF THE UNITED STATES TO THE GOVERNMENT OF ISRAEL: BEGIN TEXT. THE SECRETARY OF STATE PRESENTS HIS COMPLIMENTS TO THE AMBASSADOR OF ISRAEL AND HAS THE HONOR TO REFER TO THE AGREEMENT FOR COOPERATION BETWEEN THE GOVERNMENT OF THE UNITED STATES OF AMERICA AND THE GOVERNMENT OF ISRAEL CONCERNING CIVIL USES OF ATOMIC ENERGY WHICH WAS SIGNED AT WASHINGTON ON JULY 12, 1955, AS AMENDED BY THE AGREEMENTS SIGNED ON AUGUST 20, 1959, JUNE 11, 1960, JUNE 22, 1962, AUGUST 19, 1964, APRIL 2, 1965, AUGUST 23, 1966, AND JANUARY 13, 1975, INCLUDING THE UNDERSTANDING CONTAINED IN THE EXCHANGE OF NOTES OF JANUARY 13, 1975.

THE AGREEMENT FOR COOPERATION, AS AMENDED, WILL, BY ITS TERMS, EXPIRE ON APRIL 11, 1977.

THE GOVERNMENT OF THE UNITED STATES NOTES WITH APPRECIATION THE AGREEMENT OF THE GOVERNMENT OF ISRAEL WITH THE UNDERSTANDINGS EXPRESSED IN THIS NOTE. SPECIFICIALLY, BOTH GOVERNMENTS RECOGNIZE THE CONTINUING EFFECT OF THE

SAFEGUARDS AND GUARANTEE PROVISIONS OF THE AGREEMENT FOR COOPERATION, AS AMENDED, INCLUDING ASSOCIATED UNDERSTANDINGS; AND THAT THE GOVERNMENT OF ISRAEL WILL HOLD MATERIAL, EQUIPMENT AND DEVICES, INCLUDING SPECIAL NUCLEAR MATERIAL PRODUCED BY THE USE OF EQUIPMENT AND DEVICES WHICH HAVE BEEN RECEIVED UNDER THE AGREEMENT FOR COOPERATION BY THE GOVERNMENT OF ISRAEL OR AUTHORIZED PERSONS UNDER ITS JURISDICTION, SUBJECT TO THE TERMS AND CONDITIONS OF THAT AGREEMENT AND TO THE AGREEMENT BETWEEN THE INTERNATIONAL ATOMIC ENERGY AGENCY, THE GOVERNMENT OF ISRAEL AND THE GOVERNMENT OF THE UNITED STATES OF AMERICA FOR THE APPLICATION OF SAFEGUARDS
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WHICH WAS SIGNED AT VIENNA ON APRIL 4, 1975. IT IS AGREED THAT THESE UNDERSTANDINGS SHALL CONTINUE IN FORCE UNTIL OTHERWISE MUTUALLY AGREED BETWEEN OUR TWO GOVERNMENTS. END TEXT.

7. BILATERAL NOTE FROM ISRAEL TO US: BEGIN TEXT. THE AMBASSADOR OF ISRAEL PRESENTS HIS COMPLIMENTS TO THE SECRETARY OF STATE AND HAS THE HONOR TO REPLY TO THE SECRETARY'S NOTE OF (DATE) CONCERNING THE AGREEMENT FOR COOPERATION BETWEEN THE GOVERNMENT OF ISRAEL AND THE GOVERNMENT OF THE UNITED STATES OF AMERICA CONCERNING CIVIL USES OF ATOMIC ENERGY, AS AMENDED.

THE GOVERNMENT OF ISRAEL CONFIRMS ITS AGREEMENT WITH THE UNDERSTANDINGS SET FORTH IN THE SECRETARY'S NOTE. THE GOVERNMENT OF ISRAEL AGREES THAT THESE UNDERSTANDINGS SHALL CONTINUE IN FORCE UNTIL OTHERWISE MUTUALLY AGREED BETWEEN OUR TWO GOVERNMENTS. END TEXT.

8. PROTOCOL PROLONGING THE AGREEMENT BETWEEN THE INTERNATIONAL ATOMIC ENERGY AGENCY, THE GOVERNMENT OF ISRAEL AND THE GOVERNMENT OF THE UNITED STATES OF AMERICA FOR THE APPLICATION OF SAFEGUARDS: BEGIN TEXT. THE INTERNATIONAL ATOMIC ENERGY AGENCY, THE GOVERNMENT OF ISRAEL AND THE GOVERNMENT OF THE UNITED STATES OF AMERICA,

IN LIGHT OF THE AGREEMENT BETWEEN THE INTERNATIONAL ATOMIC ENERGY AGENCY, THE GOVERNMENT OF ISRAEL AND THE GOVERNMENT OF THE UNITED STATES OF AMERICA FOR THE APPLICATION OF SAFEGUARDS WHICH WAS SIGNED AT VIENNA ON

APRIL 4, 1975,

RECOGNIZING THAT THE ABOVE-NOTED SAFEGUARDS AGREEMENT
WILL REMAIN IN FORCE DURING THE TERM OF THE AGREEMENT
FOR COOPERATION BETWEEN THE GOVERNMENT OF ISRAEL AND
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THE GOVERNMENT OF THE UNITED STATES OF AMERICA CONCERNING

CIVIL USES OF ATOMIC ENERGY SIGNED AT WASHINGTON ON
JULY 12, 1955, AS AMENDED BY THE AGREEMENTS SIGNED ON
AUGUST 20, 1959, JUNE 11, 1960, JUNE 22, 1962, AUGUST 19,
1964, APRIL 2, 1965, AUGUST 23, 1966, AND JANUARY 13, 1975,
WHICH AGREEMENT WILL, BY ITS TERMS, EXPIRE AS SCHEDULED
ON APRIL 11, 1977.

RECOGNIZING THAT ARTICLE 33 OF THE SAFEGUARDS AGREEMENT
PROVIDES THAT THE AGREEMENT MAY BE PROLONGED FOR FURTHER
PERIODS AS AGREED BY THE PARTIES,

AGREE THAT THE SAFEGUARDS AGREEMENT SHALL CONTINUE IN
FORCE DURING SUCH PERIOD OR PERIODS AS NUCLEAR MATERIALS,
EQUIPMENT OR FACILITIES ARE LISTED IN AN INVENTORY
ESTABLISHED BY SECTIONS 9 OR 10 OF THE SAFEGUARDS
AGREEMENT.

DONE AT VIENNA, THIS (DAY) OF (MONTH), 1977, IN TRIPLICATE
IN THE ENGLISH LANGUAGE.

FOR THE INTERNATIONAL ATOMIC ENERGY AGENCY:
FOR THE GOVERNMENT OF ISRAEL:
FOR THE GOVERNMENT OF THE UNITED STATES OF AMERICA: END
TEXT.
CHRISTOPHER

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NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01-Jan-1994 12:00:00 am
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: NUCLEAR COOPERATION PROGRAMS, NUCLEAR REACTORS, NUCLEAR RESEARCH
Control Number: n/a
Copy: SINGLE
Sent Date: 17-Mar-1977 12:00:00 am
Decaption Date: 01-Jan-1960 12:00:00 am
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 22 May 2009
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1977STATE059601
Document Source: CORE
Document Unique ID: 00
Drafter: JACCOON:LMT
Enclosure: n/a
Executive Order: GS
Errors: N/A
Expiration:
Film Number: D770092-0345
Format: TEL
From: STATE
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1977/newtext/t19770348/aaaabpzs.tel
Line Count: 208
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Litigation Codes:
Litigation History:
Locator: TEXT ON-LINE, ON MICROFILM
Message ID: 34087db6-c288-dd11-92da-001cc4696bcc
Office: ORIGIN OES
Original Classification: CONFIDENTIAL
Original Handling Restrictions: n/a
Original Previous Classification: n/a
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Reference: 77 IAEA VIENNA 1963
Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
Review Date: 15-Feb-2005 12:00:00 am
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Review Exemptions: n/a
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Secure: OPEN
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Subject: EXPIRATION OF US-ISRAEL AGREEMENT FOR COOPERATION COVERING RESEARCH REACTORS
TAGS: TECH, ENRG, IS, IAEA
To: TEL AVIV
Type: TE
vdkgvwkey: odb://SAS/SAS.dbo.SAS_Docs/34087db6-c288-dd11-92da-001cc4696bcc
Review Markings:
Margaret P. Grafeld
Declassified/Released
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